

REMARKS

Reconsideration of this application is respectfully requested. Claims 1-12 and 15-31 are pending and at issue.

Claims 1-12 and 15-29 have been rejected under 35 U.S.C. § 101 as claiming the same invention as claims 1-12 and 15-29 of U.S. Patent No. 6,693,208 (“the ‘208 patent”).

Applicants respectfully traverse this rejection, and request reconsideration.

Claims 1-12 and 15-29 of the ‘208 patent require a compound selected from compounds 1-12. See, for example, claim 1 of the ‘208 patent. In contrast, claims 1-12 and 15-29 of the present application only recite compound 1. Claim 1 of the ‘208 patent encompasses compounds 2-12, while claim 1 of the present application does not. Therefore, pending claims 1-12 and 15-29 do not claim the same invention as claims 1-12 and 15-29 of the ‘208 patent. Accordingly, Applicants respectfully request withdrawal of this rejection.

Claims 1 and 29-31 have been rejected for obviousness-type double patenting over claims 1 and 29 of the ‘208 patent.

Submitted herewith is a terminal disclaimer over the ‘208 patent. Accordingly, Applicants respectfully request withdrawal of this rejection.

In view of the above arguments, the pending claims in this application are believed to be in condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

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Respectfully submitted,

By 

Jay P. Lessler

Registration No.: 41,151

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant